



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

IKAIKA ANDERSON
CHAIR & PRESIDING OFFICER
ANN H. KOBAYASHI
VICE CHAIR
CAROL FUKUNAGA
FLOOR LEADER
BRANDON J. C. ELEFANTE
JOEY MANAHAN
RON MENOR
KYMBERLY MARCOS PINE
HEIDI TSUNEYOSHI
TOMMY WATERS

JOURNAL

REGULAR MEETING
14TH SESSION
WEDNESDAY, AUGUST 7, 2019

KAPOLEI HALE
1000 ULUOHIA STREET, CONFERENCE ROOMS A, B AND C
KAPOLEI, HAWAII 96707

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Ikaika Anderson, at 10:27 a.m.

ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Elefante, Fukunaga, Kobayashi, Manahan, Menor, Pine, Tsuneyoshi, Waters, Anderson – 9.

INTRODUCTION OF GUESTS

There were no guests.

APPROVAL OF MINUTES

Councilmember Kobayashi moved that the Minutes of the 13th Session be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Fukunaga.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

ORDER OF THE DAY

ADOPTION

RESOLUTION 19-116 – COMMITTEE REPORT 231

RESOLUTION CONFIRMING THE APPOINTMENT OF MR. KEITH “KIKI” G. BUKOSKI TO SERVE ON THE BUILDING BOARD OF APPEALS OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Menor moved that Committee Report 231 and Resolution 19-116 be adopted. Seconded by Councilmember Waters.

The following individual testified:

Kika Bukoski (General comment)

Councilmember Menor thanked Mr. Bukoski for his willingness to serve and stated that he will make a positive contribution to the Board. He asked councilmembers to support the Resolution.

Committee Report 231 and Resolution 19-116 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-448 Early testimony on Resolution 19-116

ADOPTION

RESOLUTION 19-167 AND COMMITTEE REPORT 237

RESOLUTION RELATING TO THE COUNCIL'S REAPPOINTMENT OF KESLIE HUI TO SERVE ON THE RATE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Elefante moved that Committee Report 237 and Resolution 19-167 be adopted. Seconded by Councilmember Manahan.

The following individual testified:

Barbra Armentrout, Rate Commission (Support)

Councilmember Elefante noted that Mr. Hui could not attend today's meeting but attended the hearing of the Committee on Transportation. He urged councilmembers to support the reappointment of Mr. Hui.

Committee Report 237 and Resolution 19-167 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-449 Early testimony on Resolution 19-167

PUBLIC HEARING/RESOLUTION

RESOLUTION 19-139 AND RESOLUTION 19-139, PROPOSED CD1 – COMMITTEE REPORT 232

RESOLUTION APPROVING AN APPLICATION FOR A PLAN REVIEW USE PERMIT FOR THE WOMEN'S COMMUNITY CORRECTIONAL CENTER EXPANSION.

Councilmember Menor moved that Committee Report 232 be adopted and Resolution 19-139 and Resolution 19-139, Proposed CD1 be referred to the Committee on Zoning, Planning and Housing. Seconded by Councilmember Waters.

The following individual testified:

Nolan Espinda, Director, State Department of Public Safety (M-450) (Support)

Committee Report 232 was adopted and Resolution 19-139 and Resolution 19-139, Proposed CD1 referred to the Committee on Zoning, Planning and Housing.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communication:

M-450 Early testimony on Resolution 19-139, Proposed CD1

PUBLIC HEARING/SECOND READING
BILL 35 – COMMITTEE REPORT 214

A BILL RELATING TO INTERGOVERNMENTAL AND PRIVATE GRANT AGREEMENTS.

Councilmember Menor moved that Committee Report 214 be adopted and Bill 35 pass second reading. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Sharlene Chun-Lum (M-474) (Support)
2. Roy Amemiya, Managing Director (Support)

Committee Report 214 was adopted and Bill 35 passed second reading.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communication:

M-474 Additional testimony on Bill 35

PUBLIC HEARING/SECOND READING
BILL 37 – COMMITTEE REPORT 221

A BILL RELATING TO COMMUNITY WORKFORCE AGREEMENTS.

Councilmember Manahan moved that Committee Report 221 be adopted and Bill 37 pass second reading. Seconded by Councilmember Elefante.

The following individuals testified:

1. Jeffrey Waiblinger, Consolidated Painting, LLC (M-451) (Oppose)
2. Scott Massner, Helix Electric (M-451) (Oppose)
3. Jonathan Young, Associated Builders & Contractors Hawaii Chapter (M-451) (Oppose)
4. Kathryn Mashima, Mashima Electric, LLC (M-451) (Oppose)
5. Lenny Hatori, Mashima Electric, LLC (M-451) (Oppose)
6. Malcolm Barcarse, Jr., A & B Electric Co., Inc. (M-451) (Oppose)
7. Richard Balicoco, Hawaii Regional Council of Carpenters (Support)
8. Geoffrey Chu, Oceanic Companies Inc. (M-475) (Oppose)
9. Lynn Maelekapowai, Helix Electric (M-475) (Oppose)
10. Kyle Cosby, Helix Electric (Oppose)
11. James K. Harvey (M-475) (Oppose)
12. Bobby Mckee (Oppose)
13. Damien Kim, Business Manager/Financial Secretary for the International Brotherhood of Electrical Workers Local Union 1186 and President of Hawaii Building and Construction Trades Council (Support)
14. Senator Kurt Fevella (Support)
15. Frank Sapigao (General comment)
16. Kaweo Desa, Sapigao Construction (Oppose)
17. Gino Soquena, Executive Director, Hawaii Building and Construction Trades Council (Support)
18. Jeffrey Ornellas, Field Representative, Local 1 Brick Layers of Hawaii (Support)
19. Joseph O'Donnell, Ironworkers Union Local 625 (Support)
20. Eric Kramer (Support)
21. Natalie Iwasa (Oppose)
22. Dione Kalaola, Service Representative, Hawaii Regional Council of Carpenters (Support)
23. Ikaiah Simeona (Oppose)
24. Thomas Tobin, Local 1 Hawaii Mason's Union (Support)
25. Tryson Mook, Local 630 Cement Finishers and Plasters (Support)
26. Noah Chong (Oppose)
27. Chase Devera (Oppose)
28. Julio Gondola, Helix Electric (Oppose)
29. Roland James Devera, Helix Electric (Oppose)
30. Ryan Kobayashi, Hawaii Laborers Union Local 368 (M-451) (Support)
31. Tyler Dos Santos-Tam (Support)
32. James McKalvia (Support)

33. Nathaniel Kinney, Hawaii Construction Alliance (M-475) (Support)
34. Peter Ganaban, Business Manager, Secretary, Treasurer of the Hawaii Laborers Union (Support)
35. Arvid Youngquist (Support)
36. Kika Bukoski, Plumbers and Fitters Local 675 (Support)

Councilmember Elefante voiced his support with reservations to the measure and noted that he looks forward to further discussion in Committee.

Councilmember Manahan stated his strong support of the measure and noted that the measure is still a work in progress. He stated that the Committee is working to address the concerns of the Corporation Council. Councilmember Manahan expressed his appreciation to those that testified today and asked councilmembers to move the measure forward to continue discussions in Committee.

In response to Councilmember Pine, Mr. Dos Santos-Tam stated that:

- The bidding process deals with the goal of having 80 percent of hours worked by local residents.
- Many non-union contractors object to the current referral and hiring process.
- The Bill does not address core employees and input from all industry stakeholders would be welcome.

In response to Councilmember Tsuneyoshi, Managing Director Amemiya stated that there would not be a problem awarding contracts to non-union companies. The Administration supports Project Labor Agreement and is concerned that the issues raised by the Corporation Counsel have not yet been resolved.

Councilmember Pine voiced her appreciation for the discussion and that she understands how important it is to have an open and transparent process. She noted that there seems to be misunderstanding and disagreement on what the Bill does and that she hopes it can be discussed in the Budget Committee and in Executive Session to discuss legal issues with the Corporation Counsel.

Councilmember Elefante noted for the record that he filed Disclosures of Interest with the City Clerk's Office (CC-250, CC-262, CC-263, CC-264, CC-265, CC-266, CC-267, and CC-270).

Committee Report 221 was adopted and Bill 37 passed second reading.

AYES: ELEFANTE*, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI*, WATERS, ANDERSON – 9.

NOES: None.

*Councilmembers Elefante and Tsuneyoshi voted aye with reservations.

Related communications:

M-451 Early testimony on Bill 37

M-475 Additional testimony on Bill 37

PUBLIC HEARING/SECOND READING
BILL 24, CD1 – COMMITTEE REPORT 229

A BILL RELATING TO CONSTRUCTION INSPECTIONS.

Councilmember Menor moved that Committee Report 229 be adopted and Bill 24 pass second reading, as amended to CD1. Seconded by Councilmember Waters.

The following individuals testified:

1. James Manaku, Sr. (General comment)
2. Arvid Youngquist (General comment)

Committee Report 229 was adopted and Bill 24, CD1 passed second reading, as amended.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

M-452 Early testimony on Bill 24, CD1

M-476 Additional testimony on Bill 24, CD1

PUBLIC HEARING/SECOND READING
BILL 38, CD1 – COMMITTEE REPORT 234

A BILL RELATING TO LOADING ZONES AND BUS STOPS.

Councilmember Menor moved that Committee Report 234 be adopted and Bill 38 pass second reading, as amended to CD1. Seconded by Councilmember Waters.

The following individuals testified:

1. Robert Finley, Waikiki Neighborhood Board (M-453) (Support)
2. Barbra Armentrout (General comment)
3. Sharlene Chun-Lum (General comment)
4. Rick Egged, Waikiki Improvement Association (Support)
5. Arvid Youngquist (General comment)

Committee Report 234 was adopted and Bill 38, CD1 passed second reading, as amended.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

D-558 Department of Transportation Services
M-453 Early testimony on Bill 38, CD1

PUBLIC HEARING/ADOPTION
COMMITTEE REPORT 218

RECOMMENDATIONS ON THE REVIEW AND EVALUATION OF THE ETHICS BOARD
OF APPEALS PURSUANT TO ORDINANCE 17-44.

Councilmember Menor moved that Committee Report 218 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Arvid Youngquist (M-454) (Support)

Committee Report 218 was adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-454 Early testimony on Committee Report 218

THIRD READING

BILL 20, CD2 – COMMITTEE REPORT 228

A BILL FOR AN ORDINANCE RELATING TO THE ADOPTION OF THE STATE ELECTRICAL CODE.

Councilmember Menor moved that Committee Report 228 be adopted and Bill 20, CD1 pass third reading, as amended to CD2. Seconded by Councilmember Waters.

There was no public testimony.

Committee Report 228 was adopted and Bill 20, CD2 passed third reading, as amended.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-471 Early testimony on Bill 20, CD2

RECESS/RECONVENE

At 12:20 p.m., the Chair called for a recess as noted on the agenda. With 8 members present (Excused: Pine – 1), Vice-Chair Kobayashi assumed the role of Presiding Officer and reconvened the meeting at 12:59 p.m.

POSTPONED TO A COUNCIL MEETING DATE TO BE DETERMINED
RESOLUTION 19-170

(Executive Matters and Legal Affairs)

A BILL FOR AN ORDINANCE INITIATING AMENDMENTS TO THE REVISED CHARTER OF THE CITY AND COUNTY OF HONOLULU 1973 (2017 EDITION) DISSOLVING THE HONOLULU AUTHORITY FOR RAPID TRANSPORTATION; TRANSFERRING ITS POWERS, DUTIES, AND FUNCTIONS TO THE DEPARTMENT OF TRANSPORTATION SERVICES AND OTHER APPROPRIATE DEPARTMENTS; AND MAKING CONFORMING AMENDMENTS.

Councilmember Kobayashi moved that Resolution 19-170 pass first reading. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Damien Kim, HART Board Chair (Oppose)

In response to Chair Anderson, Mr. Kim stated that:

- Since the Resolution was introduced, Mr. Robbins spoke with the Federal Transit Administration (FTA) and then told Mr. Kim about his conversation.
- Mr. Robbins has been tasked to improve his communication with the Board of Directors.
- He will inform Mr. Robbins to invite the Council and the Mayor to participate in any discussions between HART and the FTA.

Chair Anderson thanked Mr. Kim for his work for leadership on the HART Board. He stated that he would like HART staff to have more communication with the Board and the elected leaders of the City.

2. Andrew Robbins, Honolulu Authority for Rapid Transportation (HART) (General comment)

In response to councilmembers, Mr. Robbins stated that:

- The HART Board is opposed to the Resolution.

- As Executive Director, he has a responsibility to have a good relationship with FTA especially the Regional Director. Other members of HART are in contact with the FTA regularly as part of their duties and responsibilities.
- In a March 29th letter, the FTA notified HART that Federal funding would not start until the results of the public-private-partnership (P3) are known in February 2020.
- He delivered the Recovery Plan in person because he felt it was his job as Executive Director to sell the Recovery Plan and get approval from FTA. At the meeting with the Deputy Regional Director, the Director stated that it looked like all the conditions were met.
- After the draft resolution came out, he spoke with the Regional Director in San Francisco to see if he had any concerns on the measure.
- He expressed concern that the Recovery Plan would be held up due to the Resolution.
- After careful study, it was decided that P3 would be a valuable. P3 required a joint procurement and has brought HART, DTS and other City Departments closer.
- HART has a process called Alternate Technical Concepts (ATC) that is part of the P3 process which invites bidders to propose any sort of innovation.
- He expressed concern that if the Resolution is adopted, it could impose additional risk in the minds of the bidders resulting in additional costs and higher bids.
- The bidders are in process of preparing their proposals. They have submitted questions for clarification and HART has been answering those questions, to remove unknowns and contingency from pricing, and optimize the risk allocation between private and public sectors to enhance the price which is the ultimate goal of the City Center P3.
- He is completely open and committed on behalf of HART to brief the Council to the maximum extent that is permitted to do so.

- The Hawaii Procurement Code governs the procurement. During the request for proposals (RFP) process, information cannot be made public. Once the award is made then all files are public and HART can brief the Council prior to contract execution.
- In terms of the 30-year Operations and Maintenance commitment, the government can always change their minds down the road the government could terminate the contract for convenience.
- Risks relating to construction, financing, inflation, operations and maintenance, and governmental or political risks for the private sector – changes in laws, codes and standards changes would all have to be taken into consideration when putting together a bid.
- There may be a way to have the HART Board of Directors informed of the RFP process through a non-disclosure agreement but normally the execution of a RFP is a staff function. There are no policy issues being considered at this point, the next step will be an Evaluation Committee that is formed and selected according to the Hawaii Procurement Code.
- He is not part of the Evaluation Committee but is the Chief Procurement Officer for HART. The Director of the Department of Budget and Fiscal Services is the Chief Procurement Officer for the City. When the contract is awarded then both Chief Procurement Officers will sign off on the contract.
- The Council has the budget authority for making funds available for the project and that is the way the legislative body imposes its authority.
- If the bid does not come in at the affordable level, HART has a Plan B but before getting to that point, HART would anticipate getting feedback from the bidders prior to a decision being made.
- HART has looked at the timeline and under Plan B would still be able to deliver the full project to Ala Moana by 2025.
- HART studied the benefit of Transit Oriented Development (TOD) and it was determined that it could offset the operating cost. Through ground leases and other means, there is a great potential for revenue to flow into the project from the operations and maintenance standpoint.

- According to the Charter, the City is the lead on TOD and HART is responsible to support the City. The HART Board passed a TOD policy to support the City and State.
- HART has not had any discussions regarding the subpoenas on the issue of HART being dissolved.
- He heard the criticism and he is committed to improving communication and collaboration with all parties. Going forward, he will inform the Council of discussions with the FTA affecting policy and legislation.

Councilmember Pine stated that the City is losing out on a great opportunity if the Administration is not included in discussions with potential bidders. She noted that she understands certain things cannot be discussed but encouraged HART to collaborate with the private sector to pay for the maintenance of stations.

RECESS/RECONVENE

At 1:52 p.m., Vice-Chair Kobayashi called for a short recess. Chair Anderson returned and assumed his duties as Presiding Officer and reconvened the meeting at 1:53 p.m.

3. Ryan Kobayashi, Hawaii Laborers Union Local 368 (M-455) (Oppose)
4. Nathaniel Kinney, Hawaii Construction Alliance (M-477) (Oppose)
5. Kika Bukoski, Plumbers and Fitters UA Local 675 (M-477) (Oppose)
6. Barbra Armentrout (Oppose)
7. Arvid Youngquist (M-455) (Support)
8. Senator Kurt Fevella (Oppose)
9. Joseph O'Donnell, Financial Secretary, Treasurer, Business Manager, Iron Workers Union Local 625 (Oppose)
10. Clyde Hayashi, Hawaii Iron Workers Stabilization Fund (Oppose)
11. Gino Soquena, Executive Director, Hawaii Building and Construction (Oppose)
12. Roy Amemiya, Managing Director (Oppose)

In response to councilmembers, Managing Director Amemiya stated that:

- The Council cannot know who the bidders are but may be informed about the procurement process.

- He agrees with Chair Anderson that the Council and Administration should know the specifics of the contract and how it will be implemented.
- The Administration does not fully understand the ramifications of whether or not the subpoenas would become the responsibility of the City.

13. Mufi Hannemann (Oppose)

In response to Councilmember Manahan, Mr. Hannemann stated that:

- He has been a part of a process where a first reading measure was stopped.
- Even though the Recovery Plan may be approved, it is all about the time and release of funds. The City now has the opportunity to look to private funding to match the Federal funding to keep the project moving forward.
- Everyone who voted for the project knows that it is too late to turn back.
- He does not believe that a Resolution for a Charter amendment is required to make a point.

14. Natalie Iwasa (Support)

Councilmember Kobayashi moved that Resolution 19-170 be postponed to a date and time to be determined by the Council Chair. Seconded by Councilmember Fukunaga.

Councilmember Elefante stated his support for the motion to postpone the Resolution. He noted that by introducing the Resolution, there has been an open discussion and dialog on communication, collaboration, and coordination. Councilmember Elefante stated that HART has stepped up in the last few years to provide information to the Council regarding their on-going activities. He noted that the quarterly meetings of the FTA have been helpful and he thanked Director Robbins for offering the opportunity to meet with the Federal officials who are a partner in the project. Councilmember Elefante expressed his strong support of rail and stated that HART needs time and opportunity as the project is almost at the interim service and the recovery plan, the full funding grant agreement, and potential Federal dollars should not be jeopardized.

Councilmember Pine voiced her support for the motion to postpone. She noted her frustration with HART making numerous mistakes that have been costly to taxpayers, and as the councilmember of the district that is supposed to benefit the most, her constituents feel that maybe HART should have been abolished a long time ago. Councilmember Pine stated that the Resolution brought up necessary discussions and thanked the Chair for

introducing the measure. She noted that the Council should work closely with HART and the Mayor to ensure a legal final decision on the project. Councilmember Pine thanked Mr. Robbins who has been a great improvement to the project and the HART Board for their time and service to the City.

Chair Anderson thanked councilmembers for engaging in conversation with the community, the Administration and with HART. He stated that he will be working with staff to put together a resolution with agreements between Council and HART. Chair Anderson expressed his disappointment that HART did not reach out to him to discuss the Resolution. He noted that he hopes to have a discussion to formulate a resolution that all can agree upon and then have public discussion. Chair Anderson would like a commitment stated in the resolution that any time there are substantial communications regarding policy with any Federal partners, State partners, and HART, the elected leaders of the City and County of Honolulu will participate in those discussions together as full and equal partners.

Councilmember Elefante noted for the record that he filed Disclosures of Interest with the City Clerk's Office (CC-268 and CC-269)

Resolution 19-170 was deferred to a meeting date and time to be determined by the Council Chair.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communications:

D-566 Honolulu Authority for Rapid Transportation
M-455 Early testimony on Resolution 19-170
M-477 Additional testimony on Resolution 19-170

FIRST READING
BILL 39

(Public Safety and Welfare)

A BILL FOR AN ORDINANCE ESTABLISHING A PROGRAM FOR EXTENDED LIFEGUARD SERVICES WITHIN THE DEPARTMENT OF EMERGENCY SERVICES.

Councilmember Kobayashi moved that Bill 39 pass first reading. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Arvid Youngquist (M-456) (Support)
2. James Manaku, Sr. (General comment)
3. Barbra Armentrout (Support)
4. Bruce Lum (Support)
5. Sharlene Chun-Lum (Support)

Bill 39 passed first reading.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

M-456 Early testimony on Bill 39

M-478 Additional testimony on Bill 39

FIRST READING

BILL 40

(Public Safety and Welfare)

A BILL FOR AN ORDINANCE RELATING TO PLASTIC.

Councilmember Kobayashi moved that Bill 40 pass first reading. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Arvid Youngquist (Oppose)
2. Victor Lim, Hawaii Restaurant Association (M-457, M-479) (Oppose)

In response to Councilmember Manahan, Mr. Lim stated that:

- The Working Group will be chaired by the Department of Health and other partners.
- The restaurant industry supported giving straws by request only.
- The consumers are being asked to pay for a product that is more expensive.

- The industry is for alternative solutions like paper straws, bamboo straws, stainless steel straws, and reusable packaging.
- He is requesting that the Council give the Working Group a year and a half to do its work.

3. Barbra Armentrout (Support)
4. Natalie Iwasa (Oppose)
5. Sharlene Chun-Lum (Support)

Bill 40 passed first reading.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

M-457 Early testimony on Bill 40

M-479 Additional testimony on Bill 40

FIRST READING

BILL 41

(Zoning, Planning and Housing)

A BILL FOR AN ORDINANCE TO ADOPT THE REVISED CENTRAL O'AHU
SUSTAINABLE COMMUNITIES PLAN FOR THE CITY AND COUNTY OF HONOLULU.

Councilmember Kobayashi moved that Bill 41 pass first reading. Seconded by
Councilmember Fukunaga.

The following individual testified:

Arvid Youngquist (General comment)

Bill 41 passed first reading.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

FIRST READING

BILL 42

(Budget)

A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. 18-39.

Councilmember Kobayashi moved that Bill 42 pass first reading. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Arvid Youngquist (M-458) (Support)
2. Barbra Armentrout (Support)
3. Natalie Iwasa (General comment)

Bill 42 passed first reading.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communication:

M-458 Early testimony on Bill 42

FIRST READING

BILL 43

(Budget)

A BILL FOR AN ORDINANCE RELATING TO TRANSPORTATION SHARING COMPANIES.

Councilmember Kobayashi moved that Bill 43 pass first reading. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Arvid Youngquist (General comment)
2. Barbra Armentrout (Oppose)
3. Todd Boulanger, BIKI (General comment)
4. Sharlene Chun-Lum (Oppose)

Bill 43 passed first reading.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communication:

M-472 Early testimony on Bill 43

FIRST READING

BILL 44

(Budget)

A BILL FOR AN ORDINANCE RELATING TO SHARED MICROMOBILITY VEHICLES.

Councilmember Kobayashi moved that Bill 44 pass first reading. Seconded by Councilmember Fukunaga.

The following individuals testified:

1. Arvid Youngquist (General comment)
2. Barbra Armentrout (Oppose)
3. Todd Boulanger, BIKI (General comment)
4. Sharlene Chun-Lum (Oppose)

Bill 44 passed first reading.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

D-562 Department of Transportation Services
M-473 Early testimony on Bill 44

ADOPTION

RESOLUTION 19-153 – COMMITTEE REPORT 211

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM SHINNYO-EN HAWAII.

Councilmember Tsuneyoshi moved that Committee Report 211 and Resolution 19-153 be adopted. Seconded by Councilmember Kobayashi.

There was no public testimony.

Committee Report 211 and Resolution 19-153 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

ADOPTION

RESOLUTION 19-160, CD1 – COMMITTEE REPORT 212

RESOLUTION URGING THE ADMINISTRATION TO PREPARE A THIRD DRAFT OR ADDITIONAL ENVIRONMENTAL IMPACT STATEMENT FOR THE ALA MOANA REGIONAL PARK MASTER PLAN.

Councilmember Tsuneyoshi moved that Committee Report 212 and Resolution 19-160 be adopted, as amended to CD1. Seconded by Councilmember Kobayashi.

The following individuals testified:

1. Brad Frye (M-459) (Support)
2. Audrey Lee, Malama Moana (M-480) (Support)
3. Kevin O'leary (M-459) (Support)
4. Dave Watase (M-459) (Support)
5. Sharlene Chun-Lum, Save Ala Moana Beach Park Hui (M-480) (Support)
6. Arvid Youngquist (General comment)
7. James Manaku, Sr. (General comment)
8. Bruce Lum (M-480) (Support)
9. Natalie Iwasa (Support)
10. Robert Kroning, Director, Department of Design and Construction (Oppose)

In response to councilmembers, Director Kroning stated that:

- The Environmental Impact Statement (EIS) included sand replenishment and a playground. There were no negative comments about the playground. Negative comments were received after the publication of the second EIS showed more details of the playground.

- The Department made a mistake when it stated that they were going to extend the deadline of the second EIS. The only way to allow more comments is to do a third EIS.
- The Department received comments and knows the concerns from the public and are analyzing all the comments.
- There is still a permitting process, budgeting process and a Special Management Area permit that must be approved before the playground can be built.
- If the Council has concerns about the playground equipment, that would be a policy issue and a third EIS would not address that. The EIS is not to resolve the differences and opinions.
- The Council could meet with the Department of Parks and Recreation and the Mayor to convince him that putting in the playground is not the right thing to do.
- The final EIS will show that there has been a lot of support for the playground.
- The dog park is located in a small area on the Ewa side near Kewalo Basin. The EIS did address the environmental impacts of a dog park near the ocean.

Councilmember Waters noted for the record that he is concerned about the loss of approximately an acre of open space which may be paved over and possibly fenced. He is also concerned that the EIS failed to address the effects of climate change on the playground and the impact of a dog park, specifically the waste generated.

Committee Report 212 and Resolution 19-160, CD1, as amended were adopted.

AYES: ELEFANTE*, FUKUNAGA, KOBAYASHI, MANAHAN*, MENOR*, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

*Councilmembers Elefante, Manahan, and Menor voted aye with reservations.

Related communications:

M-459 Early testimony on Resolution 19-160, CD1
M-480 Additional testimony on Resolution 19-160, CD1

ADOPTION

RESOLUTION 19-149 – COMMITTEE REPORT 213

RESOLUTION ESTABLISHING A SISTER CITY RELATIONSHIP WITH THE CITY OF FUKUOKA, JAPAN.

Councilmember Pine moved that Committee Report 213 and Resolution 19-149 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Ryozo Ariyoshi (General comment)

Councilmember Menor stated that the City and County of Honolulu has a special relationship with Fukuoka. He noted that former Governor George Ariyoshi traced his roots to Fukuoka which makes this Resolution very meaningful and special. Councilmember Menor stated the he is glad that he introduced the Resolution and asked councilmembers for their support.

Councilmember Pine asked colleagues to support the measure. She congratulated Ryozo Ariyoshi for doing a thorough and excellent job preparing the sister city-state relationship.

Committee Report 213 and Resolution 19-149 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
 TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

ADOPTION
RESOLUTION 19-135

RESOLUTION PROVIDING FOR THE ACQUISITION OF AN EASEMENT FOR PUBLIC USE, TO WIT: IMPROVEMENT DISTRICT NO. 272, KAHALUU SEWERS SECTION 4, SITUATE AT KAHALUU, KOOLAUPOKO, HONOLULU, OAHU, HAWAII, AND DETERMINING AND DECLARING THE NECESSITY OF THE ACQUISITION THEREOF BY EMINENT DOMAIN.

Councilmember Menor moved that Resolution 19-135 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Arvid Youngquist (M-460) (Support)

Resolution 19-135 was adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-460 Early testimony on Resolution 19-135

ADOPTION
RESOLUTION 19-151, CD1 – COMMITTEE REPORT 215

RESOLUTION UPDATING THE EMERGENCY OPERATIONS PLAN FOR THE LEGISLATIVE BRANCH OF THE CITY AND COUNTY OF HONOLULU, PURSUANT TO COUNCIL RULE 10.C.

Councilmember Menor moved that Committee Report 215 and Resolution 19-151 be adopted, as amended to CD1. Seconded by Councilmember Fukunaga.

There was no public testimony.

Councilmember Elefante thanked the members of the Council for their input on the measure. He also thanked the Disaster Management Team consisting of Director Williston and George White from the Office of Council Services, Glen Takahashi from the City

Clerk's Office, Acting Auditor Shimasaki and Sherri Suzawa from the Office of the Auditor, Director Toiya and Crystal Val Belan from the Department of Emergency Services, Kim Ribellia, James Larson, Chico Figueiredo, Mary Schmidke, and Dion Mesta from the City Council staff. He stated that the input from all has made the plan a success and asked his colleagues for their support.

Committee Report 215 and Resolution 19-151, CD1, as amended were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

ADOPTION

RESOLUTION 19-173 – COMMITTEE REPORT 216

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700022 TO PAY FOR THE SERVICES OF CHONG, NISHIMOTO, SIA, NAKAMURA, & GOYA, LLP AS SPECIAL COUNSEL FOR THE CITY AND COUNTY OF HONOLULU FOR REPRESENTING DEFENDANTS HONOLULU ETHICS COMMISSION AND THE CITY AND COUNTY OF HONOLULU IN A LEGAL ACTION ENTITLED KEALOHA, ET AL. V. TOTTO, ET AL., CIVIL NO. 16-1-1166-6 GWBC (CIR. CT.)

Councilmember Menor moved that Committee Report 216 and Resolution 19-173 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Natalie Iwasa (General comment)

Committee Report 216 and Resolution 19-173 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-461 Early testimony on Resolution 19-173

ADOPTION

RESOLUTION 19-174 – COMMITTEE REPORT 217

RESOLUTION TO REQUEST ADDITIONAL FUNDS FOR CONTRACT NO. SC-COR-1700063 TO CONTINUE THE SERVICES OF O'CONNOR & CAMPBELL OF TEMPE, ARIZONA AS SPECIAL DEPUTY CORPORATION COUNSEL FOR THE HONOLULU POLICE DEPARTMENT AND ITS CUSTODIAN(S) OF RECORD IN A LEGAL ACTION ENTITLED STATE OF ARIZONA V. MITI MAUGAOTEGA, CRIMINAL NO. CR 2010-01172 (SUPERIOR COURT OF THE STATE OF ARIZONA, PINAL COUNTY)

Councilmember Menor moved that Committee Report 217 and Resolution 19-174 be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

Committee Report 217 and Resolution 19-174 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

ADOPTION

RESOLUTION 19-146 – COMMITTEE REPORT 222

RESOLUTION APPROVAL TO ENTER INTO A MASTER AGREEMENT WITH THE UNITED STATES GENERAL SERVICES ADMINISTRATION REGARDING CONDITIONS FOR DEVELOPMENT AND OPERATIONS OF THE HONOLULU RAIL TRANSIT PROJECT AFFECTING THE PRINCE JONAH KUHIO KALANIANA'OLE FEDERAL BUILDING AND COURTHOUSE, TAX MAP KEY NO. 2-1-027:02 (PORTION).

Councilmember Manahan moved that Committee Report 222 and Resolution 19-146 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 222 and Resolution 19-146 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communications:

D-560 Department of Transportation Services
M-462 Early testimony on Resolution 19-146

ADOPTION

RESOLUTION 19-158, CD1 – COMMITTEE REPORT 223

RESOLUTION AUTHORIZING THE EXPENDITURE OF CLEAN WATER AND NATURAL LANDS FUNDS TO ACQUIRE THREE PARCELS, TAX MAP KEY: 9-8-009:001, 008, AND 010, ALONG THE PEARL HARBOR HISTORIC TRAIL FOR A PASSIVE NEIGHBORHOOD PARK.

Councilmember Manahan moved that Committee Report 223 and Resolution 19-158 be adopted, as amended to CD1. Seconded by Councilmember Elefante.

The following individual testified:

Kamanao Mills, Commission on Clean Water and Natural Land (Support)

Councilmember Elefante thanked Budget Chair Manahan for moving the measure forward. He stated his strong support of the measure because it will improve the area along the corridor of the Pearl Harbor Historic Trail. Councilmember Elefante stated that he looks forward to working with the Administration on the purchase of the parcels.

Committee Report 223 and Resolution 19-158, CD1, as amended were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
 TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

ADOPTION

RESOLUTION 19-162 – COMMITTEE REPORT 224

RESOLUTION APPROVING THE ABANDONMENT AND SALE OF REMNANT PARCEL R-13, ALSO KNOWN AS LOT A-4, AREA 422 SQUARE FEET, ALONG UNIVERSITY AVENUE, PORTION OF TMK: 2-7-011:058.

Councilmember Manahan moved that Committee Report 224 and Resolution 19-162 be adopted. Seconded by Councilmember Elefante.

There was no public testimony.

Committee Report 224 and Resolution 19-162 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

ADOPTION

RESOLUTION 19-165, CD1 – COMMITTEE REPORT 225

RESOLUTION APPROVING THE RECEIPT AND EXPENDITURE OF LIMITED PURPOSES MONIES IN THE AMOUNT OF \$4,500,000 FOR THE HONOLULU PERMANENT SUPPORTIVE HOUSING PROGRAM.

Councilmember Manahan moved that Committee Report 225 and Resolution 19-165 be adopted, as amended to CD1. Seconded by Councilmember Elefante.

RECESS/RECONVENE

At 3:50 p.m., the Chair called for a short recess and reconvened the meeting at 3:51 p.m.

There was no public testimony.

Committee Report 225 and Resolution 19-165, CD1, as amended were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-463 Early testimony on Resolution 19-165, CD1

ADOPTION

RESOLUTION 19-101 – COMMITTEE REPORT 226

RESOLUTION REQUESTING THE DEPARTMENT OF ENVIRONMENTAL SERVICES TO PREPARE A COMPREHENSIVE REPORT EVALUATING THE OPERATIONS OF LEEWARD COAST REFUSE DROP-OFF FACILITIES AND RECOMMENDING IMPROVEMENTS THERETO.

Councilmember Fukunaga moved that Committee Report 226 and Resolution 19-101 be adopted. Seconded by Councilmember Manahan.

There was no public testimony.

Councilmember Pine stated her strong support for the measure. She thanked Councilmember Fukunaga for hearing the Resolution and explained that she introduced the Resolution because her constituents in Waianae noticed an increase in illegal dumping. She noted that the measure will help residents be part of the solution.

Committee Report 226 and Resolution 19-101 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communication:

M-464 Early testimony on Resolution 19-101

ADOPTION

RESOLUTION 19-155 – COMMITTEE REPORT 227

RESOLUTION REQUESTING THE DEPARTMENT OF FACILITY MAINTENANCE AND THE DEPARTMENT OF PLANNING AND PERMITTING TO PARTNER WITH THE MILILANI TOWN ASSOCIATION TO ACHIEVE THE TIMELY REPAIR OF SIDEWALKS IN MILILANI.

Councilmember Fukunaga moved that Committee Report 227 and Resolution 19-155 be adopted. Seconded by Councilmember Pine.

The following individuals testified:

1. Will Kane, Mililani Town Association (M-465) (Support)
2. Dave O'Neal, General Manager, Mililani Town Association (M-465) (Support)

Councilmember Tsuneyoshi thanked the representatives from the Mililani Town Association for staying to testify in support of the Resolution. She stated that the Mililani Town Association is a well-established entity and thanked them for all they do and continue to do in keeping Mililani Town safe for all residents. Councilmember Tsuneyoshi stated that she looks forward to working with the Mililani Town Association and related departments once the measure is passed.

Councilmember Menor stated his support of the Resolution and expressed that this has been a long-standing issue and problem in Mililani and his office has been working hard to get the Administration to resolve the issue.

Committee Report 227 and Resolution 19-155 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.
NOES: None.

Related communications:

M-465 Early testimony on Resolution 19-155
M-481 Additional testimony on Resolution 19-155

ADOPTION

RESOLUTION 19-87, CD1 – COMMITTEE REPORT 230

RESOLUTION APPROVING AN APPLICATION FOR A PLAN REVIEW USE PERMIT FOR THE BRIGHAM YOUNG UNIVERSITY HAWAII CAMPUS EXPANSION.

Councilmember Menor moved that Committee Report 230 and Resolution 19-87, as amended to CD1, be adopted. Seconded by Councilmember Waters.

There was no public testimony.

Committee Report 230 and Resolution 19-87, CD1, as amended were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

ADOPTION

RESOLUTION 19-163, CD1, FD1 – COMMITTEE REPORT 233

RESOLUTION AUTHORIZING EXEMPTIONS FROM CERTAIN REQUIREMENTS RELATING TO THE ADAPTIVE REUSE OF THE QUEEN EMMA BUILDING FOR AFFORDABLE HOUSING AT HONOLULU, OAHU, HAWAII, TAX MAP KEYS 2-1-009: 008 AND 2-1-009: 009.

The following amendment was posted on the agenda:

Resolution 19-163, CD1, Proposed FD1

The following amendment was handcarried to the meeting:

Resolution 19-163, CD1, Proposed FD1 (OCS2019-0848/8/6/2019 3:59 PM)

Councilmember Menor moved that Committee Report 233 and Resolution 19-163 be adopted, as amended to CD1. Seconded by Councilmember Waters.

Councilmember Menor moved that the Resolution be amended to the posted FD1. Seconded by Councilmember Waters.

Councilmember Fukunaga moved to further amend the Resolution to the handcarried FD1. Seconded by Councilmember Kobayashi. The FD1 makes the following amendments:

- A. Revises Condition E (relating to a vehicle parking management plan) to:
1. Require the Applicants to submit a vehicle parking management plan to the DPP for review and approval prior to the issuance of a certificate of occupancy for the Project (instead of requiring the Applicants to include the plan as a part of the Project's building permit application);
 2. Delete the requirement that the plan illustrate via a draft rental agreement how long-term vehicle parking will be managed; and

3. Delete the requirement that the plan reflect the locations of the loading space, pickup and drop-off spaces, short- and long-term parking spaces, and parking signage.

B. Makes miscellaneous technical and nonsubstantive amendments.

The following individuals testified:

1. Makani Maeva, Ahe Group (Support)

In response to Councilmember Elefante, Mr. Maeva stated that he has a parking management plan to consider car share and has been in conversations with Pacific Honda.

2. Paul Fortino, Southport Financial Services (Support)

RECESS/RECONVENE

At 4:05 p.m., the Chair called for a short recess and reconvened the meeting at 4:07 p.m.

3. Kathy Sokugawa, Acting Director, Department of Planning and Permitting (Support)

Resolution 19-163, CD1, was amended to handcarried FD1 (OCS2019-0848/8/6/2019 3:59 PM)

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Council Rule 19.E relating to 48-hour notice was waived.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Committee Report 233 and Resolution 19-163, CD1, FD1 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

D-555 Board of Water Supply
M-466 Early testimony on Resolution 19-163, CD1

ADOPTION

RESOLUTION 19-119 – COMMITTEE REPORT 235

RESOLUTION REQUESTING THE CITY AUDITOR TO PROVIDE AN UPDATE ON THE IMPLEMENTATION OF RECOMMENDATIONS MADE IN THE 2016 AUDIT OF THE CITY'S PARATRANSIT SERVICE.

Councilmember Elefante moved that Committee Report 235 and Resolution 19-119 be adopted. Seconded by Councilmember Manahan.

The following individuals testified:

1. Barbra Armentrout (Support)
2. Troy Shimasaki, Office of the City Auditor (General comment)

Committee Report 235 and Resolution 19-119 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
 TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communication:

D-559 Department of Transportation Services

ADOPTION

RESOLUTION 19-134, CD1 – COMMITTEE REPORT 236

RESOLUTION REQUESTING THE CITY ADMINISTRATION TO CONSIDER A PILOT PROJECT DEMONSTRATING THE APPLICATION OF SEOUL, SOUTH KOREA'S BUS INFORMATION SYSTEM IN THE CITY AND COUNTY OF HONOLULU.

Councilmember Elefante moved that Committee Report 236 and Resolution 19-134 be adopted, as amended to CD1. Seconded by Councilmember Pine.

The following individual testified:

Ann Chung, JS Global Invest Corporation (M-467) (Support)

Committee Report 236 and Resolution 19-134, CD1, as amended were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

D-561 Department of Transportation Services
M-467 Early testimony on Resolution 19-134, CD1

ADOPTION

RESOLUTION 19-168 – COMMITTEE REPORT 239

RESOLUTION ACCEPTING A GIFT TO THE CITY FROM THE WAIKIKI BUSINESS IMPROVEMENT DISTRICT ASSOCIATION (WBIDA).

Councilmember Waters moved that Committee Report 239 and Resolution 19-168 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Major Dagan Tsuchida, Honolulu Police Department (Support)

Committee Report 239 and Resolution 19-168 were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

ADOPTION

RESOLUTION 19-166, CD1 – COMMITTEE REPORT 238

RESOLUTION URGING THE CITY ADMINISTRATION TO DEVELOP AND IMPLEMENT A PROPERTY MANAGEMENT PLAN FOR THE CITY-OWNED PROPERTY CURRENTLY OPERATING AS THE “HONOLULU PROSECUTOR’S SAFE HOUSE.”

Councilmember Waters moved that Committee Report 238 and Resolution 19-166 be adopted, as amended to CD1. Seconded by Councilmember Tsuneyoshi.

The following individuals testified:

1. Nanci Kreidman, Domestic Violence Action Center (M-468) (Support)
2. Noriko Namiki, YWCA Oahu (General comment)

Councilmember Waters commended and thanked Nanci Kriedman of the Domestic Violence Action Center for her input provided at the Committee hearing. He also thanked the YWCA for their work with incarcerated women. Councilmember Waters stated that the Safe House has not benefitted the victims and it is important that the City Administration take over management of the facility and develop a plan to use the facility for transitional or permanent housing for victims of domestic violence, sex assault and human trafficking as initially intended.

Councilmember Waters noted for the record that he filed a Disclosure of Interest with the City Clerk's Office (CC-252).

Committee Report 238 and Resolution 19-166, CD1 as amended were adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communication:

M-468 Early testimony on Resolution 19-166, CD1

BALANCE OF COMMITTEE REPORTS

[EMLACR-219](#)

Request for authorization to settle a case against the City and County of Honolulu entitled Peer News LLC, dba Civil Beat v. City and County of Honolulu, et al., Civil No. SCAP-16-0000114 (Hawaii Sup. Ct.)

[EMLACR-220](#)

Request for authorization to settle a case against the City and County of Honolulu entitled Kelli M. Shibao v. City and County of Honolulu, Department of Enterprise Services, Mary E. Lewis, in her individual capacity, et al., Civil No. 18-00361 DKW/RWP (Fed Ct.)

Councilmember Kobayashi moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Fukunaga.

There was no public testimony.

The Balance of Committee Reports was adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communication:

M-469 Early testimony on EMLACR-219

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

ADOPTION

RESOLUTION 19-164, FD1

RESOLUTION APPROVING THE GRANT OF EASEMENT E-1 TO HAWAIIAN ELECTRIC COMPANY, INC. (HECO) WITHIN PORTIONS OF THE CITY'S KAPOLEI CORPORATION YARD, KAPOLEI, OAHU, HAWAII, TMK: (1) 9-1-026:004.

The following amendment was posted on the agenda:

Resolution 19-164, Proposed FD1

Resolution 19-164 was waived to the Council floor by the Chair of the Committee on Public Infrastructure, Technology and Sustainability.

Councilmember Kobayashi moved that Resolution 19-164 be adopted. Seconded by Councilmember Fukunaga.

Councilmember Fukunaga moved that the Resolution be amended to FD1. Seconded by Councilmember Kobayashi. The FD1 makes the following amendments:

- A. Corrects the TMK number in the legal description of Easement E-1 in the Exhibit A to match the TMK number in the title of the resolution.
- B. Makes miscellaneous technical and nonsubstantive amendments.

There was no public testimony.

Resolution 19-164 was amended to FD1.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Resolution 19-164, FD1 was adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

CC-242 Councilmember Carol Fukunaga
M-470 Early testimony on Resolution 19-164, Proposed FD1

SUNSHINE/ADOPTION
RESOLUTION 19-180, FD1

RESOLUTION APPROVING AN AMENDMENT TO THE CITY AND COUNTY OF HONOLULU'S TWENTY-THIRD (23rd) YEAR ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIPS (HOME), HOUSING TRUST FUND (HTF), EMERGENCY SOLUTIONS GRANTS (ESG) AND HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA) PROGRAM FUNDS, AND AUTHORIZING ITS SUBMITTAL TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD).

Pursuant to the Sunshine Law, HRS, Chapter 92, Councilmember Kobayashi moved that Resolution 19-180 be added to the agenda. Seconded by Councilmember Fukunaga.

The following amendment was handcarried to the meeting:

Resolution 19-180, Proposed FD1 (OCS2019-0850/8/6/2019 4:39 PM)

Resolution 19-180 was added to the agenda.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE, TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Councilmember Kobayashi moved that Resolution 19-180 be adopted. Seconded by Councilmember Fukunaga.

Councilmember Kobayashi moved that the Resolution be amended to the handcarried FD1. Seconded by Councilmember Fukunaga. The FD1 makes the following amendments:

1. Amends the BE IT RESOLVED clause by renumbering the items/projects set forth in the revised table from Nos. 2 and 3 to Nos. 1 and 2 respectively.
2. Amends the BE IT FURTHER RESOLVED clause to change the reference from Exhibit A to Exhibit B.

3. Makes miscellaneous technical and nonsubstantive amendments.

The following individual testified:

Pam Witty-Oakland, Director, Department of Community Services (Support)

Resolution 19-180 was amended to FD1 (OCS2019-0850/8/6/2019 4:39 PM).

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Council Rule 19.E relating to 48-hour notice was waived.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Resolution 19-180, FD1 was adopted.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, PINE,
TSUNEYOSHI, WATERS, ANDERSON – 9.

NOES: None.

Related communications:

D-557 Department of Community Services
M-482 Additional testimony on Resolution 19-180

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

There was no Executive Session.

ANNOUNCEMENTS

Councilmember Pine thanked the Chair, the City Council, and staff for having the meeting at Kapolei Hale. She noted that it helps that residents do not have to travel far to attend the City Council meeting and thanked everyone for their patience, understanding and effort.

ADJOURNMENT

At 4:38 p.m., Councilmember Kobayashi moved that the Council stand adjourned until Wednesday, September 4, 2019, at 10 a.m. Seconded by Councilmember Fukunaga and there being no objections from the 9 members present, it was so ordered by the Chair.

Respectfully submitted,

GLEN I. TAKAHASHI
City Clerk

jy

DATE APPROVED:

September 4, 2019